

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
O.O.C.J.

Summons for Judgment No. 179 of 2007
in
Summary Suit No.3231 of 2006

Raychem RPG Limited ..Plaintiff

vs.

Newton Engineering and
Chemicals Limited ..Defendant

Mr. Cyrus Bharucha i/b M/s Daphtary, Ferreira and Divan
for plaintiff.

Mr.Nachiketa Joshi with Mr.Parichit Saratkar for
defendants.

CORAM: S.C.DHARMADHIKARI J.
9th August, 2007

P.C.

1. Mr.Bharucha, after taking instructions from the plaintiff, states that against the order passed by Gujarat High Court in Company Petition No.180 of 2005 dated 1st August, 2006, Company Appeal is preferred before the Division Bench of Gujarat High Court and the same is listed on 18th August, 2007. He submits that after the said appeal is disposed off the plaintiff would take necessary steps. As of now he seeks leave to withdraw this summons with liberty to file fresh one after the amendment of the plaint. Summons for judgment is allowed to be withdrawn with liberty as prayed for.

2. All contentions of both sides are kept open. Liberty is also reserved to rely on the present affidavit at the time of hearing of the fresh summons for judgment.

(S.C.DHARMADHIKARI J.)